

## AGING, DEPARTMENT ON[17]

### Adopted and Filed

Pursuant to the authority of Iowa Code sections 231.14, 231.23 and 17A.3, the Department on Aging hereby amends Chapter 1, "Introduction, Abbreviations and Definitions," Iowa Administrative Code.

The amendments work toward the creation of a single and comprehensive chapter of definitions applicable to all of the Department's rules.

Notice of Intended Action was published in the Iowa Administrative Bulletin on January 9, 2013, as **ARC 0551C**. These amendments have been updated since publication of the Notice to include the definitions of "direct costs" and "indirect costs."

The Commission on Aging adopted these amendments on April 26, 2013.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapter 231.

These amendments will become effective on June 19, 2013.

The following amendments are adopted.

ITEM 1. Adopt the following new definitions in rule **17—1.5(231)**:

*"Administration costs"* means all direct and indirect costs incurred by a grantee in managing a grant, including but not limited to all audit and board expenses incurred in the support of an area agency on aging director.

*"Direct costs"* means those costs that can be identified specifically with a particular final cost objective.

*"Indirect costs"* means those costs that are: (1) incurred for a common or joint purpose benefiting more than one cost objective, and (2) not readily assignable to the cost objectives specifically benefited, without effort disproportionate to the results achieved.

*"Local sources"* means the equivalent cash value of third-party in-kind contributions (e.g., property or services which benefit a grant-supported project or program and which are contributed by nonfederal third parties without a charge to the grantee or subgrantee under the grant or subgrant) and cash resources, or both, made available by local sources (e.g., local public funds, other local cash, and program income) representing that portion of the costs of a project or program receiving funds from state appropriations.

*"Nutrition Services Incentive Program"* or *"NSIP"* means the Nutrition Services Incentive Program established under the Older Americans Act.

*"Plan of correction"* means a plan developed by an area agency on aging and approved by the department which describes the actions the area agency on aging shall take to correct deficiencies arising from the agency's failure to perform and specifies the date by which those deficiencies shall be corrected.

*"Priority services"* means access services (including case management, transportation, outreach, and information and assistance), in-home services, and legal assistance services.

*"Program income"* or *"contributions"* means gross income earned by the recipient that is directly generated by a supported activity or earned as a result of the award. Program income includes, but is not limited to, income from fees for services performed, the use or rental of real or personal property acquired under state-funded or federally funded projects, the sale of commodities or items fabricated under an award, license fees and royalties on patents and copyrights, and interest on loans made with award funds. Except as otherwise provided in the terms and conditions of the award, program income does not include the receipt of principal on loans, rebates, credits, or discounts or interest earned on any of them. Furthermore, program income does not include taxes, special assessments, levies, and fines raised by governmental recipients.

ITEM 2. Rescind the definition of “Rural” in rule **17—1.5(231)**.

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 5/15/13.